

395688

initials
(8/20)

LAW OFFICES

PIERCE & HUGHES

A PROFESSIONAL CORPORATION

17 VETERANS SQUARE

P. O. BOX 604

MEDIA, PA 19063

(610) 566-9111

TELEFAX (610) 566-0191

New Jersey Office:

SOCIETY HILL OFFICE PARK

1874 ROUTE 70 EAST, SUITE #4

CHERRY HILL, NJ 08003

(856) 424-9034 • TELEFAX (856) 424-6977

PAUL GORDON HUGHES
MICHAEL P. PIERCE*

CHARLENE BOGAN
MARY C. COOK
PARALEGALS

*MEMBER PA & NJ BAR

December 18, 2001

Carlyn Winter Prisk (3HS11)
U.S. Environmental Protection Agency
1650 Arch Street
Philadelphia, PA 19103

RE: Lower Darby Creek Area Site, et al.
and Darby Township

Dear Ms. Winter-Prisk:

I am in receipt of your letter dated December 13, 2001 and received December 17, 2001 directed to Lawrence Patterson of Darby Township. As you are aware, I am the Solicitor for the Township of Darby.

I have previously spoken with representatives of your office concerning the requests for information. I indicated to you that the Township was checking their archived records for specific responses to your inquiries. I also indicated to you that many of the records of the Township were destroyed in a flood at the Township records storage facility and that sending for the requested information was still problematic.

Furthermore, I indicated that during the majority of the time period, the Township of Darby contracted with companies for the removal of municipal waste. The primary contractor during the requested time period was City Wide Services with the contact person being Richard Heller. The nature of the trash removed was household municipal waste. Commercial properties for the most part, from our search of the records and past practice, contracted for waste disposal privately. That is, they were not part of any municipal contractor or waste hauling. The annual quantity is unknown as those records were maintained by the

private contractor. All disposal of materials was handled by the private contractor. The Township is searching its records for payments and/or invoices.

As to numbers five (5) and six (6) , the Township was not directly involved in the disposal or treatment of municipal waste. As to number 7, the Township is not aware of any spills or chemical or hazardous substance releases into the designated sites.

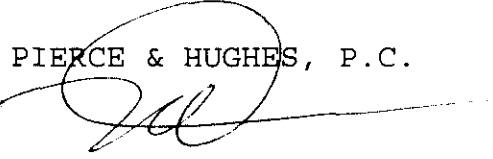
In response to question number eight (8), the Township manager would have been responsible. The Township is accumulating a list. As to assessments or investigations and persons having information concerning the same, the Township is not aware of any such individuals or assessments.

Upon receipt of the archived information, the Township of Darby will supplement these responses and formally respond to each.

In addition, I had specifically requested to know whether the Township is a target of this investigation. I have not received a reply. I anxiously await your reply.

Very truly yours,

PIERCE & HUGHES, P.C.

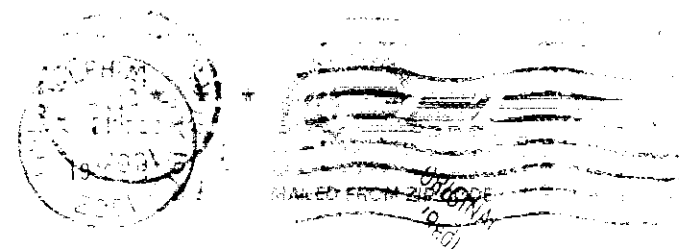


MICHAEL P. PIERCE

MPP:mcc

cc: John B. Ryan, Jr.

LAW OFFICES
PIERCE & HUGHES
A PROFESSIONAL CORPORATION
POST OFFICE BOX 604
MEDIA, PA 19063



Carlyn Winter Prisk (3HS11)
U.S. Environmental Protection Agency
1650 Arch Street
Philadelphia, PA 19103

19103-2087 01

